

1 SENATE BILL NO. 215

2 INTRODUCED BY D. MCGEE

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE PRESERVATION OF MONUMENTS FOR THE
5 PURPOSES OF LAND SURVEYS."6
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:8
9 NEW SECTION. **Section 1. Monument preservation.** (1) A public or private entity or person shall,
10 before engaging in activity that will or is likely to disturb or destroy a monument or the accessories to a monument,
11 require the following activities to be performed by a professional land surveyor, as defined in 37-67-101, or a qualified
12 person under the direct supervision of a professional land surveyor:

13 (a) locate and reference the monument or the accessories to the monument; and

14 (b) file a corner record showing the location of the references to the monument or to the accessories to
15 the monument as required in 70-22-104 and 70-22-105.16 (2) A public or private entity or person shall, within 30 days of completing activity that has disturbed or
17 destroyed a monument or the accessories to a monument, require the following activities to be performed by a
18 professional land surveyor, as defined in 37-67-101, or a qualified person under the direct supervision of a
19 professional land surveyor:20 (a) restore or replace the monument or the accessories to the monument, using the references established
21 in subsection (1)(b); and

22 (b) file a new corner record as required in 70-22-104 and 70-22-105.

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24 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an integral
25 part of Title 70, chapter 22, part 1, and the provisions of Title 70, chapter 22, part 1, apply to [section 1].

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